

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>HERAEUS MEDICAL GMBH,</b> Plaintiff, v. <b>ESSCHEM, INC.,</b> Defendant.	: : : : : : :	<b>CIVIL ACTION NO. 14-5169</b>
---	---------------------------------	---------------------------------

**ORDER**

**AND NOW**, this 3<sup>rd</sup> day of November 2014, upon consideration of Plaintiff's Motion for a Temporary Restraining Order [Doc. No. 14] and all briefs in support and opposition thereto, and after a hearing on the issues, and for the reasons set forth in the accompanying memorandum opinion, it is hereby **ORDERED** that the Motion is **DENIED**.

Plaintiff's Motion for Expedited Discovery [Doc. No. 4] is **DENIED**, without prejudice to its right to renew its motion, if appropriate, after the parties hold a Rule 26(f) conference and submit a discovery plan to the Court. The discovery plan shall be submitted to the Court on or before November 21, 2014.

Plaintiff's Motion for Preliminary Injunction [Doc. No. 5] is **DISMISSED**, as it was superseded by Plaintiff's Motion for a TRO. This dismissal is without prejudice to Plaintiff's right to file a renewed Motion for a Preliminary Injunction at an appropriate point in the litigation.

It is so **ORDERED**.

**BY THE COURT:**

/s/ Cynthia M. Rufe

\_\_\_\_\_  
**CYNTHIA M. RUFE, J.**